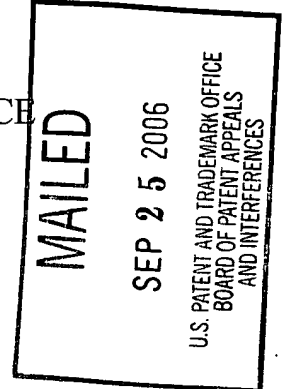


The opinion in support of the decision being entered today was *not* written for publication and is *not* binding precedent of the Board

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte BORIS Y. SHEKUNOV, PRATIBHASH CHATTOPADHYAY,
and JEFFREY S. SEITZINGER

Application 10/691,113
Technology Center 1700

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on September 11, 2006. A review has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below:

INFORMATION DISCLOSURE STATEMENT

The USPTO received an Information Disclosure Statement (IDS) submitted by Appellants on May 22, 2006. It is not clear from the record whether the

Application 10/691,113

Examiner considered the IDS or whether the Examiner notified Appellants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

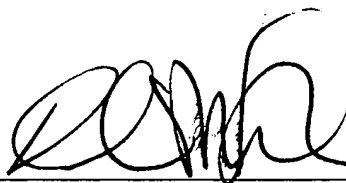
Clarification is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- 1) to acknowledge the IDS received by the Office on May 22, 2006;
- 2) to notify Appellants of said written consideration of the disclosure statement, have communication scanned into the record; and
- 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES



DALE M. SHAW
Deputy Chief Appeals Administrator
(571) 272-9797

DMS/hh

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